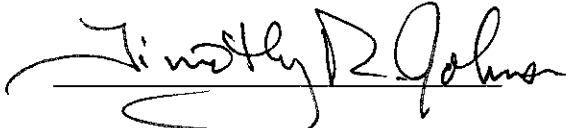


Affidavit of Tim Johnson for Soils at Beck's Lake Site

I Timothy R. Johnson am an Environmental Manager for the Indiana Department of Environmental Management. I have worked in various positions and capacities for the Indiana Department of Environmental Management (IDEM) for over 23 years, beginning on March 13, 1989 through the date of this affidavit, February 19, 2013. As part of those duties I was the Project Manager for the Beck's Lake Site in the Site Investigation Section of IDEM. On October 6, 2009 I oversaw an investigatory event for the Beck's Lake Site that included soil borings on an area of LaSalle Park in South Bend Indiana that was believed to be an area where dumping of hazardous materials occurred prior to the enactment of the Resource Conservation and Recovery Act and Comprehensive Environmental Response Compensation and Liability Act. During the October 6, 2009 investigatory event, I observed and noted observations made of subsurface materials that were collected via the boring of soils at LaSalle Park, also the location of Beck's Lake, and the subject of the Beck's Lake investigation. The subsurface material that was collected at LaSalle Park on that day was a course sandy and gravelly material that was not uniform in color. The subsurface material contained particles that appeared to be glass and other unidentifiable foreign debris that one would not expect to find in natural soils deposited in that area or other areas of Indiana. The subsurface material in my opinion was consistent with my expectations, based on historic information and aerial photographs that depicted dumping at the site, that the area where the borings were collected was not native material.


Timothy R. Johnson

2/19/13
Date